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PATENT
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Minoru Nakagawa
U.S. Serial No. : 09/349,573
Filing Date : July 8, 1999
Title of Invention : CUFF-BLOCK FOR FINGER ARTERIAL BLOOD
PRESSURE MONITORING
Examiner : To Be Assigned
Art Unit : To Be Assigned
Confirmation No. : To Be Assigned

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New York, NY 10151

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Date of Deposit: August 31, 2007

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OFFICE OF PETITIONS

PETITION UNDER 37 CFR 1.137(b) TO REVIVE AN
UNINTENTIONALLY ABANDONED APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is a Petition under 37 CFR 1.137(b) to revive the above-identified application, held to be abandoned as of December 19, 2003 for failure to file a response to the Office Action

mailed September 19, 2000. A check in the amount of \$750 pursuant to 37 CRF 1.17(m) for the petition fee is enclosed.

The aforementioned Office Action was mailed to Mr. Murray Schaffer of the firm Bauer & Schaffer and, on information and belief, that Office Action was duly received.

On information and belief, a response to the September 19, 2000 Office Action was forwarded to the USPTO by express mail on December 18, 2000. A copy of that response to Office Action, bearing the usual certificate of mailing via Express Mail, is enclosed. However, on information and belief, the response mailed December 18, 2000 was not received by the PTO. A search through the attorney's file of this application failed to uncover either the return receipt postcard or the Express Mail receipt.

The firm of Bauer & Schaffer was dissolved and Mr. Schaffer was employed by the firm Jaspan Schlesinger Hoffman LLP (JSH) on or about April 2, 2001. On information and belief, a Notice of Abandonment of the above-identified application never was received by Mr. Schaffer or by JSH; and a search of the attorney's file of this application failed to uncover such Notice.

In the long absence of correspondence from the PTO, and the inability to retrieve from Public PAIR any information relating to this application, a telephone call was made to the inventors' assistance center of the PTO on or about June 4, 2007, at which time it was learned that the response mailed December 18, 2000 had not been received by the PTO.

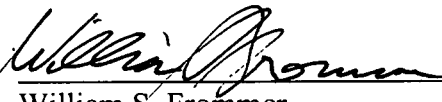
Subsequent to the issuance of the September 19, 2000 Office Action, this application and its Japanese counterpart were assigned by NEC Medical Systems Kabushiki Kaisha to Mr. Kenichi Yamakoshi, an individual. That assignment has been forwarded to the PTO for recording, and a copy of that assignment is enclosed. This Petition is submitted on behalf of Mr. Yamakoshi. This application is entitled to small entity status.

Whereas 37 CFR 1.181 holds that this Petition may be dismissed as untimely because it was not filed within two months of the abandonment of this application, Petitioner, by his representative, requests the granting of this petition inasmuch as the instant application was filed after June 8, 1995. See MPEP §711.03(c)I.C.2. The enclosed copy of the response mailed December 18, 2000 constitutes the reply to the Office Action of September 19, 2000.

Therefore, in view of the circumstances described above, the enclosed copy of the response to the September 19, 2000 Office Action and this Petition, revival of the above-identified application is respectfully requested.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
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